

10. That the title to the aforesaid real estate and premises is now in the surviving heirs at law and next of kin aforementioned.

11. That the said Real Estate and premises consists of farm land and woodland and two sets of farm buildings, in Frederick County, Maryland.

12. That the said real estate and premises, in their present estate cannot be divided equally among the parties in interest without loss and injury, and partition cannot be made without the aid of this Court, and that it would be to the interest of all the parties concerned to sell the said real estate and divide the proceeds under the orders of this Court.

To the end, therefore,

(A) That a Trustee may be appointed by your Honorable Court, to make sale of the real estate and premises aforesaid, and the proceeds thereof may be distributed under the orders of this Court.

(B) That this Complainant and all who will join therein as complainants, may have such other and further relief as the nature of this cause may require.

And may it please your Honors to grant unto this Complainant the writ of subpoena directed to the following;-

- (a) William Boyer, and Laura Boyer, New Market, Md.
- (b) Florence Baumgardner, and Joseph Baumgardner, New Market, Md.
- (c) Rachel Cook, Monrovia, Md.
- (d) Eliza Etzler, and Daniel Etzler, New Paris, Libertytown, Md.
- (e) William Krantz, Shookstown, Frederick Co., Md.
- (f) Charles E. Krantz, Arthur Potts Farm, near Frederick, Md.
- (g) Mrs. Charles E. Krantz, .. .. .
- (h) Mary C. Smith, near Urbana, Md.
- (i) Margaret A. Krantz, near Shookstown, Md.
- (j) Henry C. Krantz, near Shookstown, Md.,

commanding them to be and appear in this Court at some certain day to be named therein, to answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, etc.,

Sherman P. Bowers  
Solicitor for Complainant.

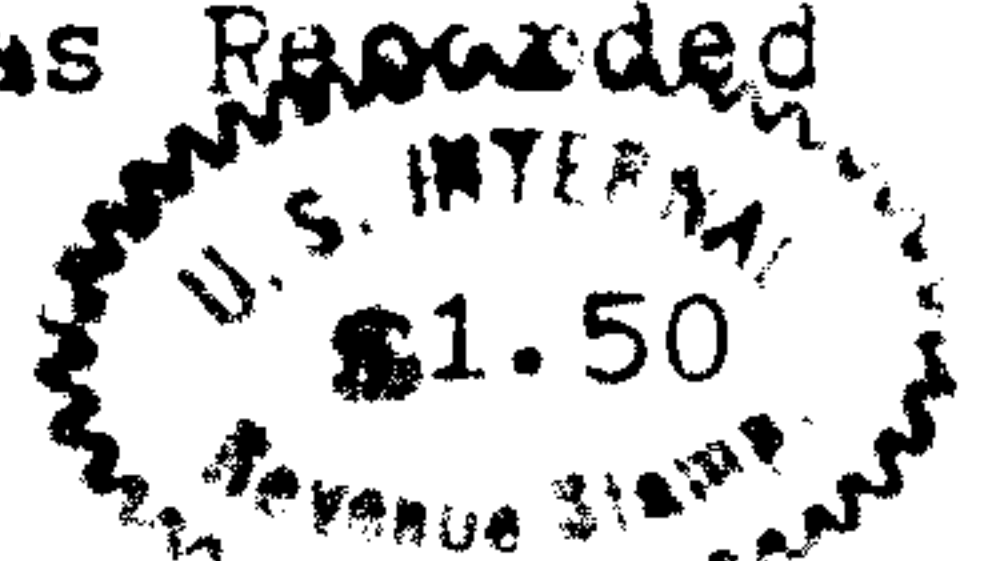
State of Maryland,  
Frederick County, to-wit;-

I HEREBY CERTIFY, That on this 3rd day of June, A.D. 1924, before me, the subscriber, a Justice of the Peace of the State of Maryland, in and for Frederick County aforesaid, personally appeared Charles S. Boyer and made oath in due form of law that the matters and things contained in the foregoing Bill of Complaint are true and bona fide as therein set forth, and acknowledged said Bill to be his act.

Sherman P. Bowers (seal)  
J.P.

EXHIBIT "A".

At the request of Peter Boyer the following Deed was Recorded  
Apr, 4th. 1872.



THIS DEED, made this Thurd day of April in the year Eighteen hundred and seventy two by Sarah E. Zellers and Valentine Zellers her husband of Frederick County in the State of Maryland, Witnesseth;- that for and in consideration of the sum of Eleven Hundred Dollars, the said Sarah E. Zellers and Valentine Zellers her husband, do grant unto Peter Boyer of said County and State all those parts of tracts or parcels of land, situate lying and being in the County of Frederick, and State of Maryland, being part of the tract called "Nathans Grief" and Joy" part of Resurvey on High Germany and part of Well Watered Bottom" containing about Seventy One (71) acres of land more or less, and which is described by metes and bounds courses and distances in a Deed from Nathan Maynard of Thos. & his wife, to Rezin Storms dated the 31st day of December in the year 1856 and recorded in the land Records of Frederick County, in Liber E.S. No. 10 folio 432 & 433 as by reference thereto will fully appear. Being the same parts of tracts of parcels of